

## **MINUTES**

### **MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS**

**Call to Order:** Chair Edward Buttrey, on April 1, 2015 at 10:00 A.M., in Room 422  
Capitol

#### **ROLL CALL**

**Members Present:**

Sen. Edward Buttrey, Chair (R)  
Sen. Elsie Arntzen, Vice Chair (R)  
Sen. Dee Brown (R)  
Sen. Pat Connell (R)  
Sen. Tom Facey (D)  
Sen. Sharon Stewart-Peregoy (D)  
Sen. Gordon Vance (R)  
Sen. Gene Vuckovich (D)  
Sen. Lea Whitford (D)

**Members Excused:** Sen. Cary Smith (R)

**Members Absent:** None

**Staff Present:** Linda Keim, Committee Secretary  
Jameson Walker, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 515, 3/24/2015; HB 78, 3/24/2015

Executive Action: HB 29, HB 115, HB 119, HB 538, HB 470

00:00:50 Chairman Buttrey

**HEARING ON HB 515**

**Opening Statement by Sponsor:**

00:01:52 Rep. Willis Curdy (D), HD 98, opened the hearing on HB 515. Revise Montana's probate code.

**Proponents' Testimony:**

00:04:00 Dirk Williams, attorney, self

00:07:38 Lon Dale, attorney, self

**Opponents' Testimony:**

00:14:27 Robert Terrazas, lawyer

[EXHIBIT\(bus68a01\)](#)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:18:55 Sen. Facey  
00:22:37 Mr. Williams, self  
00:23:06 Sen. Facey  
00:23:41 Mr. Terrazas, self  
00:24:39 Chairman Buttrey  
00:24:44 Sen. Facey  
00:24:49 Mr. Terrazas  
00:25:29 Sen. Vuckovich  
00:27:10 Mr. Williams  
00:27:56 Chairman Buttrey  
00:28:10 Sen. Connell  
00:29:06 Chairman Buttrey  
00:29:49 Sen. Connell  
00:30:54 Mr. Williams  
00:31:27 Sen. Brown  
00:32:43 Rep. Curdy  
00:32:55 Chairman Buttrey  
00:34:30 Mr. Williams  
00:34:44 Chairman Buttrey  
00:34:50 Mr. Terrazas  
00:35:30 Sen. Facey  
00:35:43 Chairman Buttrey  
00:35:47 Sen. Facey  
00:36:12 Mr. Terrazas  
00:37:11 Sen. Vuckovich  
00:37:50 Chairman Buttrey

**Closing by Sponsor:**

00:38:17 Rep. Curdy  
00:39:15 Chairman Buttrey  
00:39:21 Sen. Stewart-Peregoy  
00:39:44 Chairman Buttrey  
00:40:28 Sen. Brown  
00:40:36 Chairman Buttrey

**HEARING ON HB 78**

**Opening Statement by Bill Sponsor:**

00:40:48 Rep. Ryan Lynch (D), HD 76, opened the hearing on HB 78. Clarify vehicle owner's privacy rights for event data recorders.

[EXHIBIT\(bus68a02\)](#)

**Opening Statement by Amendment Sponsor:**

00:44:21 Bruce Spencer, Property Casualty Insurers Association of America (PCIAA)

[EXHIBIT\(bus68a03\)](#)

**Proponents' Testimony on Amendment:**

00:45:40 Nathan Brown, product manager, Progressive Insurance (PI)

[EXHIBIT\(bus68a04\)](#)

[EXHIBIT\(bus68a05\)](#)

00:49:30 Bryce Porch, insurance agent, Montana Central Insurance Agency (MCIA)

00:51:47 Bruce Spencer, PCIAA

**Opponents' Testimony on Amendment:**

00:55:35 Jesse Laslovich, Office of Commissioner of Insurance and Securities, Montana State Auditor's Office (CSI)

**Informational Testimony:** None

**Questions from Committee Members and Responses on the Amendment:**

00:59:42 Sen. Connell  
01:02:49 Mr. Spencer, PCIAA  
01:04:12 Sen. Facey  
01:05:51 Mr. Brown, PI  
01:06:44 Sen. Vuckovich  
01:08:56 Mr. Brown

Chairman Buttrey left the hearing and Sen. Stewart-Peregoy took over as chair.

01:09:15 Sen. Brown  
01:12:15 Mr. Laslovich, CSI

Sen. Buttrey returned to the hearing and took over as chair.

01:12:42 Sen. Facey  
01:13:12 Chairman Buttrey

**Closing by Sponsor:**

01:13:14 Rep. Lynch  
01:14:50 Chairman Buttrey  
01:15:43 Recess  
01:38:16 Reconvene  
Sen. Whitford and Sen. Brown did not return to the hearing.

**EXECUTIVE ACTION ON HB 29**

01:38:21 **Motion:** Sen. Arntzen moved that **HB 29 BE CONCURRED IN.**

**Discussion:**

01:38:30 Chairman Buttrey  
01:39:06 Sen. Connell  
01:39:27 **Vote:** Motion carried 7-0 by voice vote of those present and voting. Sen. Brown, Sen. Smith and Sen. Whitford were excused. Chairman Buttrey will carry the bill.

**EXECUTIVE ACTION ON HB 115**

01:39:39 **Motion:** Sen. Arntzen moved that **HB 115 BE CONCURRED IN.**

**Discussion:**

01:39:49 Chairman Buttrey  
01:40:10 Sen. Arntzen  
**EXHIBIT**(bus68a06)

01:40:45 Sen. Facey

01:40:57 **Motion:** Sen. Arntzen moved that **HB 115 BE AMENDED.**

**Discussion:**

01:41:17 Chairman Buttrey  
01:41:27 Sen. Facey  
01:41:41 Sen. Arntzen  
01:42:00 Chairman Buttrey

01:42:04 **Vote:** Motion carried 7-0 by voice vote of those present and voting. Sen. Brown, Sen. Smith and Sen. Whitford were excused.

01:42:19 **Motion:** Sen. Arntzen moved that **HB 115 BE AMENDED.**  
**EXHIBIT(bus68a07)**

**Discussion:**

01:42:43 Chairman Buttrey

01:42:50 Sen. Connell

01:44:14 Chairman Buttrey

01:44:35 Sen. Facey

01:44:54 **Vote:** Motion carried 7-0 by voice vote of those present and voting. Sen. Brown, Sen. Smith and Sen. Whitford were excused.

01:45:06 **Motion/Vote:** Sen. Arntzen moved that **HB 115 BE CONCURRED IN AS AMENDED.** Motion carried 7-0 by voice vote of those present and voting. Sen. Brown, Sen. Smith and Sen. Whitford were excused. Sen. Arntzen will carry the bill.

01:45:43 Chairman Buttrey

01:45:50 Sen. Arntzen

**EXECUTIVE ACTION ON HB 119**

01:45:56 **Motion:** Sen. Arntzen moved that **HB 119 BE CONCURRED IN.**

01:45:59 Chairman Buttrey  
**EXHIBIT(bus68a08)**

01:46:33 **Motion:** Sen. Arntzen moved that **HB 119 BE AMENDED.**

**Discussion:**

01:46:47 Chairman Buttrey

01:47:09 Sen. Arntzen

01:47:21 **Vote:** Motion carried 7-0 by voice vote of those present and voting. Sen. Brown, Sen. Smith and Sen. Whitford were excused.

01:47:30 **Motion/Vote:** Sen. Arntzen moved that **HB 119 BE CONCURRED IN AS AMENDED.** Motion carried 7-0 by voice vote of those present and voting. Sen. Brown, Sen. Smith and Sen. Whitford were excused. Sen. Thomas will carry the bill.

**EXECUTIVE ACTION ON HB 470**

01:48:13 **Motion:** Sen. Arntzen moved that **HB 470 BE CONCURRED IN.**

**Discussion:**

01:48:21 Sen. Vance  
01:49:09 Sen. Facey  
Sen. Brown entered the hearing.

01:49:34 Chairman Buttrey

01:49:41 **Vote:** Motion carried 8-0 by voice vote of those present and voting. Sen. Smith and Sen. Whitford were excused. Sen. Vance will carry the bill.  
Sen. Whitford entered the hearing.

**EXECUTIVE ACTION ON HB 538**

01:52:16 **Motion:** Sen. Arntzen moved that **HB 538 BE CONCURRED IN.**

01:52:35 Chairman Buttrey  
[\*\*EXHIBIT\(bus68a09\)\*\*](#)

01:53:04 **Motion:** Sen. Arntzen moved that **HB 538 BE AMENDED.**

**Discussion:**

01:53:15 Chairman Buttrey  
01:53:29 Jameson Walker, Legislative Services Division (LSD)  
01:54:53 Chairman Buttrey  
01:54:57 Sen. Brown  
01:55:46 Sen. Stewart-Peregoy  
01:56:09 Sen. Arntzen  
01:56:43 Chairman Buttrey  
01:57:15 Kevin Braun, Montana State Fund (MSF)  
01:58:04 Sen. Brown  
01:58:07 Sen. Facey  
01:58:37 Sen. Brown  
01:58:50 Chairman Buttrey

01:59:03 **Vote:** Motion carried 9-0 by voice vote of those present and voting. Sen. Smith was excused.

01:59:13 **Motion/Vote:** Sen. Arntzen moved that **HB 538 BE CONCURRED IN AS AMENDED.** Motion carried 9-0 by voice vote of those present and voting. Sen. Smith was excused. Sen. Arntzen will carry the bill.

01:59:36 Chairman Buttrey

**ADJOURNMENT**

Adjournment: 12:02 P.M.

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Linda Keim, Secretary

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Additional Documents:

**EXHIBIT**([bus68aad.pdf](#))